

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

GARY BRUCE RIGGS,

Plaintiff,

v.

UNITED STATES OF AMERICA,

Defendant.

Case No. CR20-052-RSL

ORDER DENYING SECOND  
MOTION TO BE  
CONSIDERED A CAREER  
OFFENDER

This matter comes before the Court on defendant Gary Bruce Riggs' *pro se* "Second Motion to be Considered a Career Offender" (Dkt. # 17). Having considered the motion and the remainder of the record, the Court finds as follows:

Regarding defendant's request to be considered a career offender, the Court reiterates its conclusion reached in its prior Order that the Court lacks the power to grant defendant the relief he seeks. The Court cannot modify defendant's term of imprisonment once imposed, and the Court already gave defendant the maximum possible sentence. See Dkt. # 16 (prior Order).

Regarding defendant's assertions that he committed additional crimes for which he has not been charged, it is the prosecutor, not the Court, that has power to charge defendant with such crimes.

Regarding defendant's final request, the Federal Public Defender's address is as follows:

Federal Public Defender's Office  
1601 5th Ave  
Ste 700 Westlake Center Office Tower  
Seattle, WA 98101

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1 The Court, however, notes that defendant's counsel of record is Mr. Gilbert H. Levy:

2 Law Office of Gilbert H Levy  
3 2125 Western Ave Ste 330  
4 Seattle, WA 98121

5 For all of the foregoing reasons, IT IS HEREBY ORDERED THAT defendant's motion  
6 (Dkt. # 17) is DENIED.

7 DATED this 5<sup>th</sup> day of October, 2022.

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10 Robert S. Lasnik  
11 United States District Judge  
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